

2019 Sep 17

City Clerk's Office
Denise Archibald
200 W. Washington St., Suite 1500
Phoenix, Arizona 85003



RE: Campaign Finance Violations of Building A Better Phoenix PAC

Dear Ms. Archibald:

A recent news article in the Arizona Mirror, dated August 28, 2019, exposed a series of campaign finance violations on the part of the political action committee Building A Better Phoenix. Enclosed is a copy of this article for your reference.

The Arizona Mirror article indicates that Building A Better Phoenix (BBP) inaccurately reported that an individual named Scot Mussi contributed a total \$40,000 to BBP in three separate transactions. Mr. Mussi has publicly denied he made any such contributions, and clarified that the contributions in question were made by two different organizations that Mr. Mussi is associated with, the Arizona Free Enterprise Club and the Freedom Club PAC. The first inaccurately reported contribution took place on or about March 7, 2019 for \$5,000; the second occurrence took place on or about July 10 2019 for \$10,000; and the third occurrence took place on or about August 2, 2019 for \$25,000.

The fact that these inaccurately reported contributions were actually made by multiple organizations and spanned a period of six months suggests there was a systemic failure on the part of BBP to keep and maintain accurate campaign finance reports. BBP has a responsibility to the citizens of Phoenix to accurately report who was funding the Prop 105 ballot measure. BBP should be held to account for its actions, and should either provide accurate campaign finance reports, or pay the presumptive penalty as outlined under A.R.S. § 16-938.

The Urban Phoenix Project believes that there is reasonable cause to support a finding that BBP has violated campaign finance laws. Therefore, the Urban Phoenix Project respectfully requests that you, as the campaign finance Filing Officer, as defined under A.R.S. § 16-901(27), initiate an investigation into BBP's campaign finance reports to ensure that they did not intentionally deceive the public by inflating the amount of money it received from individual donors and downplay the contributions it received from other political action committees.

It is imperative that all political action committees accurately report who funds their respective efforts. To ignore such blatant evidence of misreporting could have detrimental long-term repercussions to the integrity of future elections.

If you require any additional information about the Urban Phoenix Project and our position as a third-party initiating this campaign finance complaint, please contact our Executive Director, Chelsea Smith, at chelsea.smith@urbanphoenixproject.org.

Thank you in advance for your assistance.

Respectfully,

A handwritten signature in black ink, appearing to read "Caitlyn Mitchell", followed by a stylized flourish.

Caitlyn Mitchell
Director of Legal, Urban Phoenix Project

cc: Toni Maccarone, City of Phoenix, Acting Deputy City Manager
Chelsea Smith, Urban Phoenix Project, Executive Director